

MINUTES OF THE CITY COUNCIL
CITY OF AUSTIN, TEXAS
Special Called Council Meeting

January 17, 1980
5:30 P.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Councilmembers Cooke, Goodman, Mayor Pro
Tem Himmelblau, Councilmembers Mullen, Snell, Trevino

Absent: None

Mayor McClellan opened the meeting scheduled for 5:30 P.M., stating that this was a Special Called Meeting of the City Council for the purpose of publicly announcing that it will convene in a closed or executive session authorized by Section 2, Paragraphs (e), (f) and (g) of Article 6252-17, Texas Revised Civil Statutes Annotated; and after such closed or executive session any final action, decision or vote with regard to any matter considered in the closed or executive session would be made in open session, should such action, decision or vote be necessary.

Mayor McClellan announced that the Council would go into executive session at this time to consider the items authorized in Section 2, Paragraphs (e), (f) and (g) of article 6252-17, Texas Revised Civil Statutes Annotated.

APPROVED


Mayor

ATTEST:


City Clerk

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 17, 1980
6:00 P.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Mayor Pro Tem Mullen, Councilmembers
Cooke, Goodman, Himmelblau, Snell, Trevino

Absent: None

NEW MAYOR PRO TEM

Mayor McClellan thanked Councilmember Himmelblau for serving as Mayor Pro Tem for the past four months. Councilmember Himmelblau thanked the Mayor for her kind words. Mayor McClellan then welcomed Councilmember Mullen as Mayor Pro Tem for a four month term.

JUNIOR ACHIEVEMENT WEEK

Mayor McClellan, in a proclamation, designated the week of January 20-26, 1980 as Junior Achievement Week. MR. TOM NOURSE, First Vice President of the Board of Directors of Junior Achievement of Central Texas, thanked her for the proclamation.

JAYCEES WEEK

Pat Kaufman, President; Richard Wroten, 1st Vice President; and Mark Jacks, Director of Austin Jaycees were in the Council Chamber to receive a proclamation read by Mayor McClellan designating the week of January 20-26, 1980 as Jaycees Week. Mr. Kaufman thanked her for the proclamation.

PATRIOTS DAY

Mayor McClellan read a proclamation designating January 19, 1980 as Patriots Day in Austin. Richard Wilson, Chairman of the Committee for God and Country, was in the Council Chamber to receive the proclamation with his thanks and appreciation.

APPROVAL OF MINUTES

Councilmember Himmelblau moved that the Council approve the Minutes of the Meetings of January 3, 1980; January 10, 1980; and Special Meetings of January 11, 1980 and January 14, 1980. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Mayor Pro Tem Mullen, Councilmembers Snell, Trevino
Noes: None

HAPPY BIRTHDAY TO JIMMY SNELL

Members of the Council, staff and Chamber audience sang "Happy Birthday" to Jimmy Snell. His aide, Brenda Gooden, gave him a cake with one lighted candle.

BOARDS AND COMMISSIONS

Police Retirement Board

Councilmember Trevino moved that the Council appoint Councilmembers Himmelblau and Goodman to the Police Retirement Board. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem
Mullen, Councilmembers Snell, Trevino, Mayor McClellan
Noes: None

MH/MR Board of Directors

Councilmember Snell moved that the Council appoint Rudy Saenz, and reappoint Travis Benford to the MH/MR Board. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen,
Councilmembers Snell, Trevino, Mayor McClellan,
Councilmember Cooke
Noes: None

Future Appointments

Mayor McClellan announced the following appointments will be made to Boards and Commissions on February 1, 1980:

On-Going of Goals Assembly Committee - 1
Manpower Advisory Planning Council - 11
Electric Utility Commission - 3
Human Relations Commission - 8
Library Commission - 8
Board of Adjustment - 5
EMS Quality Assurance Team - 5
Heating, Air-Conditioning and Refrigeration Appeals Board - 1
Police Retirement Board - 3

RELEASE OF EASEMENTS

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize release of the following easement:

A ten (10.00) foot Public Utility Easement located on Lots 17 and 18, Block A, Village 14 at Anderson Mill, 10517 School House Lane and Leather Cove. (Requested by Electric Department)

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

CAPITAL IMPROVEMENT PROGRAM

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve a construction change order in the amount of \$19,521.00 to Waggoner Construction Company for sidewalks on South Congress for Pleasant Hill School, 1977-78 Safe School Sidewalk Program. (C.I.P. No. 78/75-02) The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve a supplemental agreement between the City of Austin and the Texas Department of Highways and Public Transportation to provide for construction of Hike and Bikeway at Congress Avenue Bridge. (C.I.P. No. 75/62-09) The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution to negotiate, to purchase or to initiate condemnation proceedings for acquiring property, rights or title for right-of-way easements for Capital Improvements Program - Electric Power Transmission (345 KV Line Circuit 3123) (C.I.P. No. 77/15-04) The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution to enter into a professional service agreement with Mr. J. R. Davis for the acquisition of right-of-way on 138 KV Transmission Line Circuits 943, 944, and 345 KV Transmission Line Circuit 3123, replacing Mr. Stephen Riddle, previously approved on November 15, 1979, but has accepted employment elsewhere. (C.I.P. No. 77/13-05, 77/13-02 & 77/15-04) The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

CONTRACTS APPROVED

Mayor Pro Tem Mullen moved that the Council adopt a resolution approving the following contract:

GENERAL ELECTRIC SUPPLY COMPANY 521 North Lamar Boulevard Austin, Texas	- #4 & #6 Building Type Wire for use at Lytton Springs, Pilot Knob, Summit, Barton and Holman Substations, Electric Utility Department Items 1-7 - \$6,477.55
---	---

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution approving the following contract:

C&D BATTERIES DIVISION, an ELTRA COMPANY 10616 H. Hempstead Road Houston, Texas	- Battery-Charger System, Electric Utility Department, Power Production Division. Item 1, 2 ea. @ \$6,216.00 Total \$12,432.00
--	--

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
 Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution approving the following contract:

EXIDE POWER SYSTEMS DIVISION 3554 West T.C. Jester Boulevard Houston, Texas	- Lead Antimony Storage Battery System, Electric Utility Department, Power Production Division. Item 1, 1 system @ \$8,697.00 Item 2, 1 system @ \$35,774.00 Total \$44,471.00
---	---

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
 Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution approving the following contract:

HAWTHORNE CONSTRUCTION COMPANY, INC. 826 Ford Street Llano, Texas	- CAPITAL IMPROVEMENTS PROGRAM Furnishing and erecting prefabricated metal buildings at Lytton Springs Substation, Holman Substation and Pilot Knob Substation - \$46,197.00
---	--

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
 Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution approving the following contract:

ELGIN-BUTLER BRICK COMPANY 4000 North IH 35 Austin, Texas	- Bricks, Central Stores stocks for various departments. Twelve (12) Months Supply Agreement Item 1, est. 150,000 @ \$79.50/M Est. total \$11,925.00 C.I.P. No. 77/16-06
---	---

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
 Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution approving the following contract:

CITATION CONSTRUCTION COMPANY
9413 Hunter's Trace East
Austin, Texas

- CAPITAL IMPROVEMENTS PROJECT -
Chaparral Road 8-inch Wastewater
Main - \$16,988.80 C.I.P. No.
73/23-02

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers
Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

GRANT APPLICATION

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize submission of a grant application to the Capital Area Planning Council Governor's Committee on Aging for continuation of the Senior Nutrition Project in the amount of \$360,035. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers
Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

THIS IS AUSTIN

Mayor Pro Tem Mullen moved that the Council adopt a resolution to submit a grant application to the Mott Foundation for funding for "THIS IS AUSTIN" in the amount of \$4,893.00. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers
Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

AUSTIN REDEVELOPMENT AUTHORITY

Mayor Pro Tem Mullen moved that the Council adopt a resolution authorizing the following: (Recommended by the Board of Commissioners of the Austin Redevelopment Authority)

A "No Sale" provision for five years on rehabilitated property at
2212 East 2-1/2 Street

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers
Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council adopt a resolution authorizing the following: (Recommended by the Board of Commissioners of the Austin Redevelopment Authority)

A "No Sale" provision for five years on rehabilitated property at 1404 Maple.

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to authorize the following:

A ten (10) year Deferred Payment loan on rehabilitated property at 1910 Bouldin.

The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Snell
Noes: None

WEATHERIZATION ASSISTANCE

Mayor Pro Tem Mullen moved that the Council adopt a resolution to amend the Weatherization Assistance for Low-Income Persons Contract with TDCA to change the termination date from December 31, 1979 to February 29, 1980. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

RESOLUTION AMENDMENT RE CETA

Mayor Pro Tem Mullen moved that the Council adopt a resolution to amend a November 8, 1979 City Council resolution regarding administration of CETA, Section 204 funds for Capital Area Manpower Consortium, to delete Austin Community College as the fiscal agent for Section 204 funds. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

SETTLEMENT OF CAUSE NO. 285,537

Mayor Pro Tem Mullen moved that the Council adopt a resolution authorizing the settlement of Cause No. 285,537 (First Texas Savings v. City of Austin and LCRA) and in connection therewith, the release of certain portions of a City of Austin Electric Transmission Easement in Buckingham Ridge Section Five. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

AGENDA ITEMS PULLED

Mayor Pro Tem Mullen moved that the Council pull from the agenda until January 24, 1980, consideration of amending the policy on oversize water and wastewater mains (internal subdivision lines) to require Council approval of certain oversize lines. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council postpone until January 24, 1980, the City Manager's Report on Water and Wastewater Policy. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

Mayor Pro Tem Mullen moved that the Council postpone until January 31, 1980, the City Manager's Report on Status of MUD (Municipal Utility District) Policy. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

TRANSPORTATION SYSTEMS MANAGEMENT PLAN

Mayor Pro Tem Mullen moved that the Council adopt a resolution adopting the Transportation Systems Management Plan. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

DESIGN CRITERIA FOR PEDESTRIAN FACILITIES

Mayor Pro Tem Mullen moved that the Council adopt a resolution to approve the proposed Design Criteria for Pedestrian Facilities. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

PUBLIC HEARING SET

Mayor Pro Tem Mullen moved that the Council set a public hearing to amend the Historic Zoning Ordinance to clarify appeal procedures for February 7, 1980 at 2:00 P.M. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

GUESTS IN THE CHAMBER RECOGNIZED

Mayor McClellan recognized the presence of Commissioners Honts and Richardson, and Representative Mary Jane Bode, in the Council Chamber.

PUBLIC HEARING ON PAVING ASSESSMENTS SET

Mayor McClellan introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS; SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED, AND OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE

OWNERS THEREOF FOR THE PORTION OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 2:00 O'CLOCK P.M. ON THE 28TH DAY OF FEBRUARY, 1980, IN THE CITY OF AUSTIN MUNICIPAL ANNEX, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN ANY OF THE PROCEEDINGS CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE. (Riverside Drive, Capital Improvements Project No. 73/62-03)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

The Mayor announced that the ordinance had been finally passed.

BUDGET AMENDMENTS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1979-1980 BY APPROPRIATING \$35,000.00 FROM THE GENERAL FUND ENDING BALANCE TO FUND THE EMPLOYMENT OF CONSULTANTS FOR THE CABLE TELEVISION STUDY CURRENTLY UNDER WAY BY THE CITY OF AUSTIN; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilmember Cooke stated: "I'd like the record to reflect that the cable companies that made requests will be participating in this cost and what this is to do is to facilitate this contract negotiations."

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ACCEPTING A GRANT OF \$20,000 FROM THE TEXAS ENERGY AND NATURAL RESOURCES ADVISORY COUNCIL AND APPROPRIATING \$20,000 FOR THE PURPOSE OF INITIATING AND IMPLEMENTING A MODEL ENERGY DEVELOPMENT DEMONSTRATION DISTRICT FOR THE CITY OF AUSTIN; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

BOND ELECTION CALLED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, CALLING A BOND ELECTION TO BE HELD IN SAID CITY FOR THE AUTHORIZATION OF GENERAL OBLIGATION BONDS AND REVENUE BONDS, MAKING PROVISION FOR THE CONDUCT OF THE ELECTION AND OTHER PROVISIONS INCIDENT AND RELATED TO THE PURPOSE OF THIS ORDINANCE; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

ITEM POSTPONED

Councilmember Himmelblau moved that the Council postpone until January 24, 1980, consideration of an ordinance appointing Election Officials. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Noes: None

INCORPORATING NEWLY ANNEXED AREAS
INTO VOTING PRECINCTS

Councilmember Himmelblau moved that the Council pass through FIRST READING ONLY an ordinance incorporating newly annexed areas into voting precincts. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Mayor McClellan, Councilmembers Cooke, Himmelblau
Noes: None
Abstain: Councilmembers Snell, Trevino, Goodman

Councilmember Trevino asked, "Will we run into any kind of problems? We will have to have two more readings on this item. The Mayor and some other Councilmembers will be gone the next two weeks. Will we run into a time problem?" City Clerk Monroe answered, "Yes, we will." City Attorney Jerry Harris said, "The problem is you have to submit this to the Justice Department and I can't submit it until it's finally passed and this will throw us into a time bind."

Councilmember Goodman said, "In the event they are not passed, they simply are not included in the election." After some discussion it was decided to reconsider the motion.

Motion

Councilmember Cooke moved that the Council reconsider an ordinance incorporating newly annexed areas into voting precincts. The motion, seconded by Mayor Pro Tem Mullen, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Snell
Noes: None

Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE INCORPORATING CERTAIN TERRITORY ANNEXED TO THE CITY OF AUSTIN INTO APPROPRIATE VOTING PRECINCTS IN THE CITY OF AUSTIN; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Himmelblau, Mayor Pro Tem Mullen, Councilmember Snell
Noes: None
Abstain: Councilmembers Goodman, Trevino

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor McClellan brought up the following ordinance for its third reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

THE NORTH 258 FEET OF A 1.929 ACRE TRACT OF LAND, SAVE AND EXCEPT A 10 FOOT STRIP OF LAND ON THE WEST WHICH WILL REMAIN ZONED "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND A 5 FOOT RIGHT-OF-WAY ON THE EAST ALONG SHADY LANE WHICH WILL REMAIN ZONED "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT, LOCALLY KNOWN AS 920 SHADY LANE, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Rudolfo Barrera, C14-79-105)

The ordinance was read the third time and Councilmember Himmelblau moved that it be finally passed. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmember Snell, Mayor McClellan,
Councilmembers Cooke

Noes: None

Abstain: Councilmembers Trevino, Goodman, Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOT 2, DARLINGTON ADDITION, LOCALLY KNOWN AS 416 WEST ALPINE, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Glen Hamilton, C14-79-229)

Mayor Pro Tem Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: UNIVERSITY HILLS, SECTION 2, PHASE 1; UNIVERSITY HILLS, SECTION 2, PHASE 2, SAVE AND EXCEPT LOTS 27-30, BLOCK 1 AND LOTS 4 AND 5, BLOCK 2; UNIVERSITY HILLS, SECTION 2, PHASE 3; UNIVERSITY HILLS, SECTION 2, PHASE 4; UNIVERSITY HILLS, SECTION 2, PHASE 5; UNIVERSITY HILLS, SECTION 3, PHASE 1; UNIVERSITY HILLS, SECTION 3, PHASE 2, SAVE AND EXCEPT LOTS 9 AND 10, BLOCK 3; UNIVERSITY HILLS, SECTION 3, PHASE 3; UNIVERSITY HILLS, SECTION 4, PHASE 1; UNIVERSITY HILLS, SECTION 4, PHASE 2, SAVE AND EXCEPT LOT 47, BLOCK A, LOTS 7, 8, 14 AND 15, BLOCK F, AND LOTS 7 AND 8, BLOCK G; UNIVERSITY HILLS, SECTION 4, PHASE 3, SAVE AND EXCEPT LOTS 11, 12, 14 AND 15, BLOCK E, UNIVERSITY HILLS, SECTION 4, PHASE 4, SAVE AND EXCEPT LOTS 22, 23, 44 AND 45, BLOCK A; UNIVERSITY HILLS WEST; UNIVERSITY HILLS AUBURN CIRCLE; RIVERBEND, SECTION 1 AT UNIVERSITY HILLS; RIVERBEND, SECTION 2 AT UNIVERSITY HILLS; RIVERBEND, SECTION 3-A AT UNIVERSITY HILLS, SAVE AND EXCEPT LOT 13, BLOCK 19; RESUB. OF RIVERBEND, SECTION 3-B AT UNIVERSITY HILLS; RIVERBEND, SECTION 3-C AT UNIVERSITY HILLS, SAVE AND EXCEPT LOT 21, BLOCK 2, LOTS 1 AND 29, BLOCK 18 AND LOTS 1-6, BLOCK 19; PARKWOOD IN UNIVERSITY HILLS, SECTION 1; LOT 4, FIRST RESUB. OF PARKWOOD, SECTION 3 IN UNIVERSITY HILLS; DUNBARTON OAKS IN UNIVERSITY HILLS, SAVE AND EXCEPT LOTS 33 AND 34, BLOCK 8; THE LAKESIDE OF UNIVERSITY HILLS, SAVE AND EXCEPT LOTS 20 AND 21, BLOCK B; DUBUQUE LANE SUBDIVISION; KEIGHLEY SUBDIVISION; LOT 1-A, RESUB. OF LOT 1, WALNUT HILLS, SECTION 4; LOTS 4 AND 8-10, WALNUT HILLS, SECTION 4; JAMES N. MOWRY RESUB. OF LOTS 5, 6 AND 7, WALNUT HILLS, SECTION 4; VINTAGE HILLS; VINTAGE HILLS, SECTION 2, SAVE AND EXCEPT LOTS 12 AND 13, BLOCK G AND LOTS 23-25, 28 AND 29, BLOCK H; VINTAGE HILLS, SECTION 3; VINTAGE HILLS, SECTION 4, SAVE AND EXCEPT LOTS 13, 14, 16 AND 17, BLOCK E; RESUB. OF LOTS 27 AND 28, BLOCK 1, UNIVERSITY HILLS, SECTION 2, PHASE 2; AMENDED PLAT OF LOTS 29 AND 30, BLOCK 1, UNIVERSITY HILLS, SECTION 2, PHASE 2; RESUB. OF LOTS 4 AND 5, BLOCK 2, UNIVERSITY HILLS, SECTION 2, PHASE 2; RESUB. OF LOTS 9 AND 10, BLOCK 3, UNIVERSITY HILLS, SECTION 3, PHASE 2; RESUB. OF LOTS 7-A AND 8-A, BLOCK F, UNIVERSITY HILLS, SECTION 4, PHASE 2; RESUB. OF LOTS 11, 12, 14 AND 15, BLOCK E, UNIVERSITY HILLS, SECTION 4, PHASE 3; RESUB. OF LOTS 22 AND 23, BLOCK A, UNIVERSITY HILLS, SECTION 4, PHASE 4; RESUB. OF LOTS 33 AND 34, BLOCK 8, DUNBARTON OAKS IN UNIVERSITY HILLS; BETTY COOK DRIVE ADDITION; RESUB. OF LOTS 12 AND 13, BLOCK G, VINTAGE HILLS, SECTION 2; LOT 23-A, RESUB OF LOTS 23 AND 24, BLOCK H, VINTAGE HILLS, SECTION 2; VINTAGE HILLS TERRACE; RESUB. OF LOTS 28 AND 29, BLOCK H, VINTAGE HILLS, SECTION 2; RESUB. OF LOTS 13 AND 14, BLOCK E, VINTAGE HILLS, SECTION 4; RESUB. OF LOTS 16 AND 17, BLOCK E, VINTAGE HILLS, SECTION 4; A 6.22 ACRE TRACT OF LAND; AN 1.6301 ACRE TRACT OF LAND; A 0.9595 ACRE TRACT OF LAND; AN 8.18 ACRE TRACT OF LAND; A 3.1 ACRE TRACT OF LAND; A 10.01 ACRE TRACT OF LAND; AND A 6.380 ACRE TRACT OF LAND; ALL OF ABOVE PROPERTY BEING LOCALLY KNOWN AS 2400-2802, 2904-3014 AND 5501-7209 NORTHEAST DRIVE, 6900-7320 AND 6901-7321 GENEVA DRIVE, 7300-7500 AND 7301-7501 CHARLTON DRIVE, 6500-6512 ARNOLD DRIVE, 3100-3402 CAROL ANN DRIVE, 2300-3508, 2301-2737 AND 3001-3409 LOYOLA LANE, 6700-7404 AND 6701-7401 LANGSTON DRIVE, 2900-3504 AND 2901-3505 SUSQUEHANNA LANE, 3200-3504 AND 3201-3507 ROCKHURST LANE, 6800-6812 AND 7000-7124 MANOR ROAD, 6700-7300 AND 6701-7101 DUBUQUE LANE, 3000-3112 AND 3001-3115 LYNRIDGE DRIVE, 3000-3112 AND 3001-3113 VAL DRIVE, 7500-7706 ED

BLUESTEIN BOULEVARD AND ALL OF THE FOLLOWING STREETS: BUCKNELL DRIVE, MIDDLEBURY COVE, BLINN CIRCLE, HARTNELL DRIVE, MARYWOOD CIRCLE, GENEVA CIRCLE, MEADOWOOD DRIVE, MEADOWOOD COVE, FRED MORSE DRIVE, BURNELL DRIVE, CAL COVE, BRYN MAWR DRIVE, BRYN MAWR COVE, WAKE FOREST LANE, TAMPA COVE, TULANE DRIVE, DE PAUL DRIVE, MILLIKIN COVE, LEHIGH DRIVE, ROANOAK DRIVE, CITADEL COVE, KINGS POINT, KINGS POINT WEST, SYRACUSE COVE, HANOVER LANE, VASSAR DRIVE, LASALLE DRIVE, TULSA COVE, LAKESIDE DRIVE, BETTY COOKE DRIVE, LAKESIDE TRACE, AUBURNHILL, AUBURNDALE, WILLIAMETTE DRIVE, BRADLEY DRIVE, DUNBARTON DRIVE, DREXEL DRIVE, VANDERBILT CIRCLE, STEVENS COVE, CREIGHTON LANE, AKRON COVE AND COLBY COVE; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND, TRACT 2: LOT 21, BLOCK 2 AND LOTS 1 AND 29, BLOCK 18, RIVERBEND, SECTION 3-C AT UNIVERSITY HILLS; LOTS 1-B AND 1-C, RESUB. OF LOT 1, WALNUT HILLS, SECTION 4; LOTS 2 AND 3, WALNUT HILLS, SECTION 4; LOT 14, BLOCK F, UNIVERSITY HILLS, SECTION 4, PHASE 2; AND LOTS 44 AND 45, BLOCK A, UNIVERSITY HILLS, SECTION 4, PHASE 4; LOCALLY KNOWN AS 2804-2902 NORTHEAST DRIVE, 6900-6910 MANOR ROAD, 3507 SUSQUEHANNA LANE, 3506 AND 3509 ROCKHURST LANE, 7400-7402 AND 7401 GENEVA DRIVE; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (City of Austin, C14-79-253)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 6,614 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 910 WEST AVENUE AND 801-803 WEST 10TH STREET, FROM "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS AND PROVIDING AN EFFECTIVE DATE. (William D. Benson, Trustee, C14-79-257)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency, and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

AN 11.23 ACRE TRACT OF LAND, LOCALLY KNOWN AS 201-501 WEST LONGSPUR BOULEVARD, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Edward Wendlandt, et al, C14-79-260)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency, and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 6,050 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1511 WEST 6TH STREET, FROM "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Mrs. Maxi O. Williams, C14-79-266)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency, and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: LOT 13 AND A FIVE FOOT STRIP OF LAND OUT OF LOTS 14, 15, 16, 17 AND 18 OUT OF THE HIGHLAND OAKS SUBDIVISION, SAID FIVE FOOT STRIP BEING PARALLEL AND ADJACENT TO THE NORTH RIGHT-OF-WAY LINE OF ARABIAN TRAIL, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A TWENTY-FIVE FOOT STRIP OF LAND OUT OF LOTS 14, 15, 16, 17 AND 18 OUT OF THE HIGHLAND OAKS SUBDIVISION PARALLEL AND ADJACENT TO TRACT 1 AS DESCRIBED ABOVE, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 3: LOTS 14, 15, 16, 17 AND 18 OUT OF THE HIGHLAND OAKS SUBDIVISION, SAVE AND EXCEPT THE SOUTHERNMOST THIRTY-FIVE FEET PARALLEL AND ADJACENT TO THE NORTH RIGHT-OF-WAY LINE OF ARABIAN TRAIL, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; ALL OF THE ABOVE DESCRIBED PROPERTY BEING LOCALLY KNOWN AS 11912 ARABIAN TRAIL; 12122 HWY. 183 AND 11910 HWY. 183; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Land & Lease's Inc., Sam Payne, Claudia Taylor Johnson, C14-78-153)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

THE WESTERNMOST 90 FOOT PORTION OF LOT 16, DIVISION D, HITCHCOCK ADDITION, BEGINNING ON THE EAST RIGHT-OF-WAY LINE OF NUECES STREET AND EXTENDING EAST 90 FEET, TO THAT PORTION OF THE PROPERTY ZONED "C", LOCALLY KNOWN AS 2503 NUECES, FROM "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (June S. Oliver, et al, C14-78-048)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOT 4A OUT OF THE ST. ELMO INDUSTRIAL SUBDIVISION "A", LOCALLY KNOWN AS 4310 WILLOW SPRINGS ROAD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D" INDUSTRIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (William Nalle, C14-70-001 [part])

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 1.869 ACRE TRACT OF LAND, LOCALLY KNOWN AS 10901 RESEARCH BOULEVARD, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (University of Texas, C14-79-267)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance as an emergency measure. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor
McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOT 18, BLOCK B, TERRACE PARK ADDITION, LOCALLY KNOWN AS 1502 WEST 6TH STREET, FROM "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Robert D. Benson, C14-79-261)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Himmelblau
Noes: Councilmember Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: LOTS 1-6, BUCKINGHAM ESTATES, SECTION IV, LOCALLY KNOWN AS 6902-6912 SOUTH FIRST STREET, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,
TRACT 2: LOTS 7 AND 8, BUCKINGHAM ESTATES, SECTION IV, LOCALLY KNOWN AS 6915-6917 CASTLEKEEP WAY, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Edward R. Rathgeber, Jr., C14-79-249)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmember Snell, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau
Noes: None
Abstain: Councilmember Trevino

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOT 5, WEST END HEIGHTS SUBDIVISION, LOCALLY KNOWN AS 1802 WEST 6TH STREET, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Bryant Steanson, C14-79-264)

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately as an emergency measure. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman

Noes: None

Abstain: Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed as an emergency measure.

CODE AMENDMENT

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 21, SECTION 38 OF THE CODE OF THE CITY OF AUSTIN OF 1967; PROVIDING THAT IN ADDITION TO OTHER STANDARDS THE OFFICIAL TRAFFIC CONTROL DEVICES SHALL BE PLACED AND MAINTAINED IN ACCORDANCE WITH THE STANDARDS PROMULGATED BY THE CITY COUNCIL OF THE CITY OF AUSTIN; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

The Mayor announced that the ordinance had been finally passed.

PENDING ZONING HEARINGS

Mayor McClellan opened the 6:15 p.m. public hearings scheduled for pending zoning applications.

JEFF W. HESTER
By Dr. Walter
Meyer

908 Romeria Drive

From "A" Residence
1st Height and Area
To "B" Residence
1st Height and Area
RECOMMENDED DISMISSAL by the
Planning Commission

Councilmember Trevino moved that the Council uphold the recommendation of the Planning Commission and grant Dismissal of the zoning case. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem
Mullen, Councilmembers Snell, Trevino, Mayor McClellan
Noes: None

The Mayor announced that the case had been dismissed.

HENRY W. AULT,
ET AL
By June S. Oliver

2503 Nueces Street

From "B" Residence
2nd Height and Area
To "C" Commercial
2nd Height and Area
RECOMMENDED EXTENSION by the
Planning Commission

Councilmember Trevino moved that the Council grant extension of the zoning case, as recommended by the Planning Commission. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem
Mullen, Councilmembers Snell, Trevino, Mayor McClellan
Noes: None

The Mayor announced that the case had been extended.

THE WESLEYAN
CHURCH
By Gary Sawyer

6012-6106 South First
Street

From "A" Residence
1st Height and Area
To "O" Office
1st Height and Area
RECOMMENDED EXTENSION by the
Planning Commission

Councilmember Trevino moved that the Council grant extension of the zoning case, as recommended by the Planning Commission. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem
Mullen, Councilmembers Snell, Trevino, Mayor McClellan
Noes: None

The Mayor announced that the case had been extended.

TRANSPORTATION	1199 Curve Street	From "C" Commercial and
ENTERPRISES, INC.	1000-1006 Catalpa Street	"B" Residence
By Fred Powers, Jr.	1001-1013 East 12th	2nd and 5th Height and Area
	Street	To "O" Office
		2nd Height and Area
		RECOMMENDED EXTENSION by the
		Planning Commission

Councilmember Trevino moved that the Council grant extension of the zoning case, as recommended by the Planning Commission. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan
 Noes: None

The Mayor announced that the case had been extended.

MR. POWERS appeared before Council and requested an extension for Transportation Enterprises, Inc.

WOOD SHINGLES

Council had before it for consideration the amendment of Chapter 36 of the Austin Building Code to further restrict and limit the use of wood shingles. Mayor McClellan pointed out that this is not a public hearing although there are several people who have something they want to say.

Mr. Dan Davidson, City Manager, addressed Council as follows: "Several weeks ago you adopted a measure by ordinance which, in effect, bans wood shingles in certain types of construction in Austin. You directed that we proceed to bring back an ordinance that would do more to ensure the safety of people living in this community. We've done that and Mr. Lonnie Davis will present our proposal. I'd like to make several additional observations. We've had a lot of valuable assistance in coming up with this recommendation, including some from Mike Levy who has put us in touch with some expertise within the City of Dallas Fire Department because of his knowledge of an outstanding job they did for that particular city. Even though we have visited with Assistant Chief Lambert with the City of Dallas and we've had the benefit of some of their statistical data, we were unable to arrange a situation where Assistant Chief Lambert could come to Austin for this meeting. I want the Council to know that we agree with the Council's directive and I hope after you hear the presentation that you will see fit to act favorably on our proposal."

Mr. Davis, after Mayor McClellan pointed out Council has read the ordinance, state that the revised ordinance will address the problem and provide protection needed for citizens. Councilmember Goodman said it does not address shingle on siding or for interior purpose use. Mr. Davis said that by spring or summer this phase of the use of shingles will be addressed. Councilmember Cooke asked if, under the proposed ordinance as amended, existing buildings which need shingles repaired or replaced, shall have them replaced with wood shingles which have been treated with flame retardant. Mr. Davis pointed out that eventually there will be nothing but treated wood shingles on the market.

Chief Ed Kirkham, Austin Fire Department, appeared to endorse the amended ordinance. He said it would limit the size of treated shingles, and the long range effect is it would have is either a fire credit or penalty on fire insurance based on the past 5-year record. Because of Austin's good fire record, the City enjoys a 15% credit less than Texas standards. He recommended passage of the amended ordinance. He also stated that any replacement of shingles on existing structures should be done with pre-treated underwritten shingles.

Councilmember Himmelblau asked if shingles which are already installed can be treated. Chief Kirkham said yes, but they would not conform to the tests which factory treated shingles must pass.

Councilmember Himmelblau referred to the groups listed in the ordinance which will be permitted to use treated wood shingles under limited conditions and said she objected to Group R, Division 1: Apartment houses, hotels and motels. Mayor Pro Tem Mullen said he has a problem with this too. Discussion followed concerning hotels, motels, apartments versus homes, etc.

A man who did not identify himself, from Lake Travis Roofing, told Council some of the history of wood shingles. He said the cost of treated wood shingles would be prohibitive.

MR. J. H. PHILLIPS, who had signed up under Citizen Communications to discuss wood shingles, appeared before Council. He said he thought the ordinance passed last month was all right and Council should not hurry to make changes. He pointed out that Austin has not had any major fire losses because of wood shingles. Mr. Phillips said that as a roofer, he would have to work around treated shingles all day and wondered if a study had been made regarding occupational exposure to treated sawdust. He said the price of shingles has tripled. His advice to Council is not not over react.

GIL BRUCE, Technical Representative, Wood Shingle Bureau, stated Class "C" pressure treated wood shingles would probably increase the cost of a house by \$2,000. He advised Council to leave single family dwellings alone regarding requirements for wood shingles, but special attention should be given to apartments.

M. T. HALDEMAN, Secretary, Austin Association of Firefighters, showed slides of buildings with wood shingles. He advised total ban of all wood shingles in Austin.

MR. HENRY HOLMAN, Chairman, Building Code Board of Appeals, told Council that the issue of wood shingles is not a pocketbook issue, and asked what life is worth to someone under wood shingles.

GREG YAMEN, A+ Roofing and Remodeling, said the ordinance passed already has the right basic idea. He spoke of his Flame X franchise, which is a fire retardant which can be applied to shingles, and said shingles are made safe when treated with Flame X. Mr. Davis told Council that Flame X does come close to standards required of factory treated shingles and that it should be submitted to fire underwriters for testing.

Motion

Councilmember Cooke moved that the Council adopt the draft ordinance pertaining to wood shingles; with the additional amendment that repairs or replacements be done with treated wood shingles. The motion was seconded by Councilmember Goodman.

Friendly Amendment - Not Accepted

Councilmember Himmelblau offered a friendly amendment to delete one and two family residences from having to use treated wood shingles. Councilmember Cooke did not accept the friendly amendment.

MR. BILL KORSCHAN appeared and said most wood shingle fires begin with sparks from the fireplace. He said a flame arrestant for fireplaces should be adopted in the Building Code. Mr. Davis said he would look into this and bring back a report to Council.

Substitute Motion

Mayor Pro Tem Mullen made a substitute motion, seconded by Councilmember Himmelblau, to adopt the draft ordinance but delete single family dwellings. Roll call on the substitute motion showed the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen,
Noes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman

Roll Call on Original Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 36 OF THE AUSTIN CITY CODE OF 1967; AMENDING SECTION 36-1704; AMENDING SECTION 36-3203 OF THE UNIFORM BUILDING CODE 1976 EDITION; PROVIDING DEFINITIONS AND REPEALING ORDINANCE NO. 791220-0; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Cooke moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Goodman, Snell, Trevino, Mayor McClellan,
Councilmember Cooke
Noes: Councilmember Himmelblau, Mayor Pro Tem Mullen

The Mayor announced that the ordinance had been finally passed.

Mr. Lonnie Davis asked Council what the implementation date should be.

Motion

Councilmember Cooke moved that the Council implement the draft ordinance in 60 days. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman
Noes: Mayor Pro Tem Mullen, Councilmember Himmelblau

METROPOLITAN AREA ROADWAY PLAN

Mayor McClellan opened the public hearing, scheduled for 6:30 p.m. on the Proposed Metropolitan Area Roadway Plan.

Mr. Joe Ternus reviewed the Proposed Metropolitan Area Roadway Plan. (COPY IS ON FILE IN CITY CLERK'S OFFICE.)

MR. BILL MOORE, Chairman, Urban Transportation Commission, appeared before Council to recommend adoption of the Roadway Plan. He said the plan represented 1/5 of the transportation plan for the City of Austin. He reminded Council and Chamber audience that as situations change in the future, the whole plan may not be adopted. Mr. Moore said there were particular questions concerning Steck Avenue...that perhaps it should not be a major arterial, but a park road instead.

Councilmember Himmelblau thought it is premature to widen Allendale before MoPac is completed. Mr. Moore reminded her that there has to be access into a neighborhood, and for this there is a need for ample right of way from a major artery into a neighborhood. He said there is concern that the protection of the integrity of the neighborhood for one group will disturb the integrity of others.

Mayor Pro Tem Mullen questioned what would happen if they discard Artery 7. Mr. Moore said if there is nothing put there then there will be a southern extension to MoPac. Mayor McClellan also stated she does not think Artery 7 is necessary. There was further discussion, and Councilmember Cooke feared that mass transit might be doomed if there are too many accessible roads. Mr. Moore said the busses do travel the streets.

Councilmember Cooke suggested that the people attending the public hearing be heard, but that the hearing then be continued to another date since there had been some question concerning the publicizing of the hearing.

ROGER DUNCAN, representing the Environmental Board, emphasized that three of the proposals in the Plan would be adverse and the roads unnecessary. They are: Artery 7, Camp Croft Loop, and the opening of Steck Avenue as a major artery. He said the Barton Creek area should be preserved, and roads should not be there, even if it does mean the motorists have to drive further to get where they are going.

RON ALLEN, 8300 Silver Ridge Drive, President, Balcones Civic Association, spoke to the following points:

1. Expedite the development of Spicewood Springs Road to Loop 360.
2. Remove Steck Avenue from the plan as a major artery.
3. Spicewood as the major artery to the Great Hills Mall should be the number one priority.

4. Steck Avenue is less than one mile and within 400 feet of Spicewood Springs at some points. (This is contrary to Urban Transportation's plan of having at least one mile between major arteries.)

Mr. Allen pointed out that 1,000 people living between Burnet Road and Loop 360 use Steck Avenue as their main ingress and egress. He felt the proposed extension of Steck would be withdrawn from the Proposed Metropolitan Roadway Plan. In addition to homes facing Steck Avenue between Burnet Road and MoPac, there are apartment complexes and the town home developments of Courtland Oaks, Villa Serena and Summerwood, all of which have homes facing Steck Avenue. Mr. Allen said the neighborhood needs to be preserved from encroachment from a major artery.

CELESTE KROVAK, 4060 Duval, Hyde Park Neighborhood Association, said they are concerned with the two areas of 38th and 38-1/2 Street. They do not want it widened to four lanes.

ROBERT CARLSON, Balcones Civic Association, spoke to the extension of Steck Avenue. He wants the study of this extension to be continued for 90 days to determine its necessity.

BILL CARSON, Barton Hills-Horseshoe Bend Neighborhood Associations, told Council that Barton Skyway does not need to be linked to the bridge. He said he lends his moral support to all other neighborhood associations who are concerned with major streets going through their neighborhood.

ROBERT BRANDT addressed Council by stating he is in favor of the Metropolitan Roadway Plan as it has been presented. He presented a petition with over 300 names, many belonging to Balcones Civic Association, for the extension of Steck Avenue.

TOM BULLINGTON, 3829 Steck Avenue, Courtland Oaks, spoke to the problem which already exists concerning traffic on Steck Avenue. He said it already is a race track at times. Cars have ended up in the front yards of the Courtland Oaks area of Steck Avenue, taking down fences, mail boxes, a fire hydrant and a City light post. He also noted that students from Anderson High and Hill Elementary will be trying to cross a major artery by foot. He stated the Spicewood artery makes sense and told Council, "We need your help to protect our neighborhood."

BARBARA CILLEY appeared and said the concept leaves out several things and there is no fiscal note. She asked how much traffic the plan will handle. She said there should be a time scale on the maps for planned development and thought Council needed much more information before they vote.

MRS. J. L. HAY, who lives on Allendale Road, wondered why more lanes are proposed there when the four lanes already there adequately handle the traffic.

BILL COOPER, Summerwood Homeowners Association, spoke for 125 homeowners. He said they are bordered by Steck Avenue with several homes facing Steck. He commended the planning groups who question the need for extension of Steck. He asked to be informed of any future hearings. They oppose extension of Steck Avenue.

Councilmember Himmelblau stated that she hopes the land at the end of Steck Avenue becomes a park.

A man who identified himself as Chairman, Task Force, Steck Valley, said they have not yet received enough information regarding development of Steck Avenue. His concern is that if the extension of Steck is taken out of the Plan, how will it be put back in the Plan if it is needed in the future? He felt if it is kept in the Plan there will be an option at a later date to take it out. Their goal as the Task Force is to develop a land use plan for the use of Steck Valley, exploring the aspects of transportation and recreation within the neighborhood represented by the Balcones Civic Association. They want to study the advantages of having a City park as opposed to having an extension to Loop 360, or a combination of a City park and an extension of Steck. They will then recommend a course of action or solution which will best meet the needs recommended by the Balcones Civic Association.

TERRY LEIFESTE, Allendale Neighborhood Association, recommended deleting Hancock Drive and 45th from the Plan. He said 45th is 99% residential.

JIM LANDRUM, Chairman, Board of Trustees, St. John's United Methodist Church, said the Plan would create a change on Allendale Road which would preclude parking for the Church. If they had no parking area they would be in violation of the City Code. He also said an increase in the speed limit to 45 mph would be a hazard. ... As Chairman of the Zoning Committee, Northwest Hills Civic Association, he is in agreement with Ron Allen. He does not want to see Steck Avenue extended as a major artery.

BILL CARSON represented 44 families who live on Steck Avenue. He said they are all opposed to the opening of Steck Avenue as a major artery. Their homes are between Burnet Road and Balcones, and they are all family dwellings. Mr. Carson expressed their preference for a park in the Steck Avenue area.

AL McMURTRY appeared before Council to oppose the widening of Allendale Road. He said people are not attracted to Austin because of their highways. He supports the Planning Commission vote which wants to maintain Allendale at its present width of 44 feet. Allendale Road, Mr. McMurtry said, should remain a minor artery.

DAVE DOBBS, representing Texas Association for Public Transportation, said he shares Councilmember Cooke's fears that the roadway plan could destroy public transit. He said that at the present rate of growth, Austin will have 1,000,000 people by the end of the century and there is a need to lure people out of their cars. There should be electric trolley buses and there should be a movement toward mass comprehensive transportation system.

DAN LOPOSER, homeowner in Courtland Oaks, located at Steck Avenue and Greenslope, appeared to oppose the opening of Steck Avenue as a major artery. He spoke in support of the Environmental Report and said Steck is a residential area with many homes fronting the Avenue. Mr. Lopusser pointed out that Spicewood Springs Road is only two blocks from Steck Avenue. There is no need for two major arteries to be that close. He requested Council to remove the Steck extension from the Plan.

SUSAN PLATT, Downtown Sierra Club, said a plan is needed which will work for downtown Austin.

WALLACE PELLERIN, past President, Balcones Civic Association, spoke as a resident. He pointed out that Spicewood and Steck are close together. Steck is a neighborhood street and the proposal to make it into a major artery should be removed from the Metropolitan Area Roadway Plan. He said if needed, the use of Steck can be added to the Plan later, but it should not be included now. He said that Spicewood can be widened to accomodate more traffic.

HERBERT MILLER, who lives on Mountain Ridge in Westover Hills, wants Spicewood extended so more cars can use it. He thought Mountain Ridge and Wild Ridge, as access to Loop 360, should be closed.

WILLIAM PURRS appeared to state the bicycle plans should be stronger.

MAL HERBROSA, Pastor, St. John's Methodist Church, advised Council to go with the Planning Commission's proposal, and protect the neighborhoods.

DAVID UNDERA, 5807 Woodview, is opposed to Allendale becoming a major artery, since he lives right off of Allendale. He said one of the things that makes Austin unique and desirable is that it is a city of neighborhoods and also a city that is liveable. He urged Council to keep it that way by curbing the number of arterial roads.

PHILIP BLACKERBY, 1400 Foxwood Cove, spoke to the Barton Skyway Bridge and Artery 7 and Camp Croft Road. He said these are not needed, they would only lead to more development in the area which is not needed in a watershed.

DAVID BODEMAN, Allendale, spoke in concern for his home. He urged Council not to approve the widening of Allendale and said it would divide the neighborhood, cause much more traffic and cause a hazard for children in the area. He supports the Planning Commission's recommendation to keep it as a minor roadway of 44 feet.

(At this point, Mayor McClellan introduced Councilmember Zapata from Fort Worth.)

BRYAN DUDLEY appeared and requested the improvement of 290 West. He thought more sophisticated planning can be done.

DOROTHY RICHTER, Hyde Park Neighborhood Association, said the Urban Transportation Department is looking at roads, not people. She felt that most of the people present were opposing the Plan and Council should take the suggestions of the people.

JOE GIEZELMAN, transportation planner, said there needs to be a way of revising a plan after it is before Council. He advised Council to adopt some procedure for revising the plan.

FRANK HORSFAL appeared to state his opinion that MoPac should continue over to Oak Hill.

CONNIE MOORE, member of the Zilker Park Posse, showed slides. She expressed an opinion that Artery 7 and Camp Croft Road should be deleted from the Plan.

JOHN PANICK, who lives on Shoal Creek Boulevard, requested that it not be designated as a minor arterial highway.

Mayor Pro Tem Mullen spoke in defense of Bill Moore, stating he was for free mass transportation and he had spent many hours on the roadway plan.

JOHN GAYNOR, 1401 Willis, thought more consideration should be given to all modes of transportation.

BOB HAVER, who lives one block from Allendale Road, spoke in opposition to a 120 foot right of way for Allendale Road.

Councilmember Goodman asked a question pertaining to opening Steck or not opening Steck. "Specifically, we have a similar situation as we had on MoPac south of the Enfield area where we were concerned about traffic coming through on Palma Plaza. The final plan agreed upon would have physical barriers to those other streets. Why can't we design the same type thing to access onto Mountain Ridge and Hyridge? Not extend Steck and also prevent access from 360 to Mountain Ridge and Hyridge. Is that possible?"

Mr. Joe Ternus, Director of Urban Transportation, felt there is a need to have traffic flow through the area. Artificial barriers could be put in to discourage the traffic, but one would still not prohibit the traffic. He felt the traffic on Steck would primarily be the traffic of residents of the area going to and from the mall area. Councilmember Goodman said, "If we do not extend Steck, which seems to me a likely decision of this Council, and we close off Mountain Ridge and Hyridge, what we're talking about is the interior traffic within the neighborhood coming out to Mesa, and then going Spicewood to 360 or 183. He said it seemed to him they would accomplish the best of both worlds with that solution. Mr. Ternus thought this would overload Spicewood Springs. He thought Council had given a clear indication of their desire when they approved the location of the mall and closed Jollyville Road. No one, he said, had any idea of not extending Steck. He said if Council's intent is to stop Steck, then the vacation of Jollyville Road should not have been approved. Councilmember Cooke said he recalled when they vacated Jollyville Road, there was more discussion that it would not be able to traverse 360 and that was the central issue. He said he recalled no implications in that decision that Mr. Ternus is alluding to about Steck or Spicewood.

Mayor McClellan suggested that since Council would not vote on the Metropolitan Area Roadway Plan tonight that they might set a work session for Council in between public hearings. Councilmember Cooke suggested they continue the public hearing at a later date. His request, he said, is based on the number of calls he has had in his office concerning the fact many felt notification of the hearing had been scarce. Councilmember Himmelblau said she is uncomfortable with the plan.

Motion

Councilmember Cooke moved that the Council continue the public hearing on the proposed Metropolitan Area Roadway Plan until February 27, 1980 at 7:00 p.m. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen

Noes: None

Mr. DeLaRosa said Council should act on the plan in 60 days. Mr. Davidson said he would be glad to renew the letter so instructing Council. Mr. Bill Moore said his Commission would meet at Council's pleasure to discuss revisions of the Plan.

APPEAL OF SPECIAL PERMIT

Mayor McClellan opened the public hearing scheduled for 6:30 p.m. on an appeal from Ron Brey, South Austin Citizen's Advisory Board, on the decision of the Planning Commission to grant a Special Permit to Capitol City Oil Company, by Kirk Kuykendall. (Case Number C14P-79-050)

Mr. Lillie, Director of Planning, reported that the site in question is located on South 1st Street just to the north of Molly Dawson School. It would permit a car repair facility in an area zoned "LR" and permitted by Special Permit. It is in an area that is strip zoned along South First, adjacent to residential development. It is a conversion of an existing building. He went on to say all the conditions of the Planning Commission have been done, including landscaping, and driveway on Powell Lane closed and that a statement be made on Special Permit that inoperable and wrecked automobiles will not be stored on the site.

WILLIAM GREEN, representing South Austin Citizen's Advisory Board, appeared in opposition to the application. They feel the kind of zoning and use requested is inappropriate next to a school. They are concerned with the looks of the property and thinks any zoning in the future should be down-zoning in order to keep South First responsive to the neighborhood. Mr. Green asked that the request be denied, and if not there should be a stipulation that the site plan be approved.

Councilmember Himmelblau asked the City Attorney, "I noticed in the building inspection report that this site is made up of four separate lots. Has this been short formed to make it into one so it would conform to the permit? ... It seems to me that if there isn't a short form on this and we're looking at four separate lots, then the permit is not valid." Mr. Lillie pointed out that as long as the use exists on a lot, even if it's two lots, that can be tied down by the Special Permit. Then the short form would not be necessary.

MR. KIRK KUYKENDALL, applicant, reviewed what has happened thus far re his application for Special Permit. He said the property was short formed 20 years ago.

Councilmember Himmelblau requested an answer on the short form. Council continued with its regularly scheduled agenda while the information requested was being researched.

Later in the evening, discussion of the Special Permit was resumed. Councilmember Himmelblau said, "I wanted to find out if the site plan tied those lots together so that one tract could not be sold separately." Lonnie Davis, Building Inspector Director, stated: "As long as all four lots remain a single tract of ground, we have no difficulty with it. There is no illegal subdivision involved at all." Councilmember Himmelblau said, "I was not really overjoyed in granting the permit and was looking for a way out, but if the tracts are bound together, we have no choice but to go with the Special Permit."

Motion

Councilmember Himmelblau closed the public hearing on an appeal from Ron Brey, South Austin Citizens' Advisory Board, on the decision of the Planning Commission to grant a Special Permit to Capitol City Oil Company, and granted the Special Permit as recommended by the Planning Commission, with the four lots kept as one. (Case Number C14P-79-050). The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Snell, Trevino,
Mayor McClellan, Councilmember Cooke

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Mullen

PUBLIC HEARING ON ANNEXATION

Mayor McClellan opened the public hearing scheduled for 7:00 p.m. at 10:45 p.m. to consider annexation of and directing the administration to institute annexation proceedings to annex the following: 3,000 acres of land north of Bee Creek south of Lake Austin excluding the area in Water District No. 10.

(COMPLETE TRANSCRIPT IS ON FILE IN THE CITY CLERK'S OFFICE. MOST OF THE FOLLOWING IS TAKEN FROM THE TRANSCRIPT.)

Mr. Lillie presented the following report:

"A brief historic comment regarding the peninsula area, that I am sure will be expanded on as the evening goes on. In the late 60's and early 70's a decision was made by Texas Supreme Court on a suit filed by property owners in the peninsula north of Bee Creek, that an area of incorporated land..a belt of land along the..basically the shore line of the lake..is void, and the area became a part of the Austin ETJ (extraterritorial jurisdiction) with some overlap area with Westlake Hills. Following that decision and agreement between the West Lake Hills Council and the City of Austin Council on an ETJ allocation, provided all of the land north of Bee Creek to the City of Austin as far as exclusive extraterritorial jurisdiction.

Since those decisions, very few annexations have taken place by the City of Austin, basically along the shore of Lake Austin, and primarily where utilities have already existed. Last year, there was a consideration by the Council on a

request to establish a municipal utility district for Davenport Ranch, which resulted in a consent agreement to permit the establishment of the Municipal Utility District (MUD).

At about the same time, the Council expressed an interest in looking at alternative approaches to the development of the peninsula and a report was written by the department showing alternative development plans and approaches with respect to the future, and Council in the summer set a public hearing for October for the consideration of the annexation, and in October rescheduled that public hearing for this evening.

The pattern of development in the peninsula is basically undeveloped acreage and low density acreage lots in small subdivisions on septic tanks generally along existing streets. There are two public decisions that have been made which will impact future development of the area:

1. Is the major public investment in Loop 360, which has been cleared, graded and improved partially, and also the bridge that will cross Lake Austin in about two years.
2. And the second, is the consent agreement for the Davenport Ranch Municipal Utility District, which included a decision to extend water and wastewater service into the peninsula for that Municipal Utility District.

Since October, the interest in the peninsula has heated somewhat and during that period of time, there have been a series of meetings..one at the Ullrich Treatment Plant at which the City Manager, Mr. De La Rosa and I attended.. articles in the West Lake Hills newspaper, and in the Austin media..meetings with the Hill Country Association Board of Directors and the administration related to alternatives and interests on the part of the City of Austin in the peninsula.

Shortly after those series of meetings, there was the submission by the Hill Country Association of principles and goals that I think the members of the Council received and the members of the Planning Commission received that identified issues that they were concerned about with respect to the future of the peninsula, and following the receipt of that report, the staff prepared a response to those principles and goals, also an analysis of the limited purpose annexation versus full purpose annexation alternatives and a preliminary fiscal statement by the Research and Budget office. That report was submitted to Council about 2 or 3 weeks back.

Several questions need to be addressed. One is the City interested in the peninsula area..a question. If not, we should decide on the alternatives that would be available to the property owners that own land within the peninsula area with respect to..if the City is not interested, then what would the alternatives for use be. If the City is interested, then when do you want to proceed with annexation, now or in the future? And if we do want to proceed with annexation, under what method of annexation should we consider? Limited purpose or full purpose annexation? And finally, if full purpose annexation is decided, then what level of services should be established for that peninsula area?

The Planning Commission on Tuesday of this week recommended that the City take no action now, that the area is in a low priority under the City's Comprehensive Plan, that the area does not fall within the 5-year annexation program 1978-83. And finally, that the City has and is developing land development standards to handle subdivision development in the area, and finally that the recommendation include favoring the annexation of land along the 360 corridor in order to extend land use, zoning, sign and other City ordinances to preserve this highway corridor. Thank you, Mayor."

County Commissioner ANN RICHARDS stated the following:

"I want to salute you, good friends of mine on the Council, for your amazing stamina. You know I spent all day with the commissioners and then spent all evening with you. And I do want to congratulate the City Council because you guys are looking more and more like the Commissioners Court all the time in recent weeks. I come here this evening and I am going to be very brief. You all need a joke but I am not going to take my time.. I am going to be very brief because lots of people here want to speak to you, but I am coming to you as a County Commissioner, and not as a resident of the area. One of the problems that we faced out there and all of you all already know it, is that the City did annex an area that it does not now provide services to, either in terms of law enforcement or in terms of fire protection, or I might add in terms of taking care of the roads and the drainage problems. So what's happened is those people out there are in a limbo, no-man..woman's land..where no one is responsible, where recently only..like a week ago, we had a really severe situation where the police and the sheriff argue on the radio who's responsible to have to go to deal with a really tough and as it mattered someone who lost their life kind of situation.

I deal all the time with roads in the area, where people call me and say what are you going to do about my road, and I say, it is in the City, and I get a letter from John German, and John German says it is in the City, but we don't take care of it, and so the people that lose in the process are the constituents that live out there. It is not the elected officials that fade the heat, which we are becoming more and more accustomed to doing, but it is being totally without anyone being responsible, for the very things that citizens should receive. I think the reason that you all postponed even to the consideration of this matter, is that you were going to have an ordinance presented to you, I thought, this last fall or sometime earlier on, where you were going to have the suburban area road standards and density standards brought to you so that these people in this area would know, when the annexation did come, what the expectations would be from the Council about future development in the area, but you all haven't considered that yet, and you haven't even seen it. And I think that you would defuse a lot of this issue if you could make some determination about what you are going to do with the area before you go out there and annex it, and Number 2, if you do determine to annex it, don't cheat them, go ahead and take them in, but provide the services that they deserve and don't leave them in limbo like the ones that are out there now. And I know you in your wisdom will come to the right conclusion and I thank you for hearing me."

"I am HELEN DURIO, President, Lake Austin Hill Country Neighborhood Association. Two months ago, our Association submitted a document titled A PLAN FOR THE WEST LAKE PENINSULA to the City of Austin in response to your initiating

January 17, 1980

~~CITY OF AUSTIN, TEXAS~~

consideration of annexation of over 3,000 acres of the West Lake Peninsula. Copies have been furnished to each of you, the City Planning Commission, Mr. Davidson, and Mr. Lillie. I hope that each of you has had an opportunity to read the Plan, as my remarks are based on the recommendation made in the Plan. In addition, we are presenting to you tonight a great many signatures on Petitions supporting the recommendation in the Plan from the residents of the West Lake Peninsula.

My statement tonight will be a firm one; one that I wish were not necessary to make. I am not delighted at the prospect of opposing members of your City staff so strongly, but the issue is a large one, and what you do during your term of office will effect the future dramatically.

Let me say, now, that despite our disagreement with the recommendations made by your staff, Mr. Davidson and Mr. Lillie have been cooperative with us, and have been generous with their time. Their jobs are difficult ones, and I would not want to try to resolve the many conflicting interests that they face daily. Unfortunately, in the case of the West Lake Peninsula, the conflicting interests are not well balanced. Developmental interests have greater economic clout than we, the residents of the area.

It has been said that the issues concerning the future of the West Lake Peninsula are complex. They are only complex if you make them so. The decision can be a simple one for each of you. Do you want to see the West Lake Peninsula developed or protected? If you favor development, you will listen to the recommendations made by your staff. You will be told by Mr. Davidson and Mr. Lillie that 5,000 septic systems will someday pollute Lake Austin; thus, oversized water and sewage mains under the Lake are necessary to protect and service the area. I must tell you, however, for those who have as little familiarity with the land in question as those recommending services, that half of those 5,000 acres could never be built upon under present septic tank or evapotranspiration system ordinances under West Lake Hill's control. The problem of urban run-off into the Lake is a more crucial concern, as is the extension of sewer lines under the Lake. Recent EPA reports have concluded that conventional sewer lines, which may leak, can be more polluting than properly designed septic systems.

You will be told by the Legal Department of the City that while the legality of Limited Purpose annexation is questionable, it might be instituted on an interim basis...or perhaps General Purpose annexation with limited services could be put into effect in the Peninsula. They may fail to mention that there is likely to be some negative reaction from citizens when forced to pay taxes without services.

You will be told that in order "to protect" the Lake and the Peninsula, you must support policies incompatible with Austin's Comprehensive Plan and the Austin Growth Management Plan; policies which will commit Austin taxpayers to ever increasing bond issues to pay for utility services to an area only a few months ago that was the lowest in priority for annexation, according to this same City staff. You will not be told by the staff that this area is now a haven for those interested in transferring into the Eanes School District; nor that developers are interested in catering to this desire. It is unlikely to be mentioned, either, that if West Lake Hills had retained control of the Peninsula, Davenport Ranch's high density could never have occurred. Davenport Ranch would

have had to develop compatibly with the strict standards of the City of West Lake Hills. You will not be told that the presence of Davenport Ranch has caused other developers to want equally high densities and, thus, a floodgate to development in the West Lake Peninsula has been opened. You might even be told, as I was recently by certain planners, that density and protection of the environment were separate issues. Cluster housing is the panacea, of course. While an interesting thesis, it breaks down in practice. Developers "protect" open spaces in the areas that are not feasible to build upon, and overcrowd the land that is buildable.

To reiterate, you are being asked to make a simple decision, not a complex one at all. You can open the floodgates more widely to development of the Peninsula and the Lake Austin Watershed, or you can see that the floodgates are lowered a little. If you prefer that the Peninsula be another urban suburb in the next ten years, you will listen to your staff.

If, however, you are interested in maintaining the delicate ecology of the hills and watershed overlooking Austin and safeguarding the purity of the water supply of the City of Austin, you will support the one and only avenue open to that prospect; release of the Peninsula back into the jurisdiction of West Lake Hills, where it belonged until ten years ago, and whose already-in-place building and zoning codes will oversee appropriate development gradually.

Austin is blessed with having two nearby environmental wonders: Barton Creek and the West Lake Peninsula. The purity and beauty of Barton Creek have been altered for future generations by a lack of foresight in our generation. Now, you are in the position of making a decision that will effect the sensitive environment of the West Lake Peninsula and Lake Austin Watershed.

I would like to see you vote tonight to return the Peninsula to West Lake Hills' jurisdiction, where many of us feel it rightfully belongs. We do not believe that there will be any greater investment that you could make for the future of Austin in your tenure in office than this course of action. However, if you feel that more study is needed, I urge you at least to place a moratorium tonight on any building or site plan approval, extension, and/or oversizing of water and sewage mains into the West Lake Peninsula, until a decision can be made."

Several citizens spoke against annexation. They were: BARBARA NOBLES, President, Austin League of Women Voters; CAROL GREEN, We Care Austin; SANDRA FOUNTAIN, Travis Audubon Society; DR. ROSTOW; a man who did not identify himself; GUY THOMPSON; MARILYN WAITE, Lake Austin Hill Country Association.

MS. HENRIETTA JACOBSEN appeared in behalf of State Representative Mary Jane Bode and read the following statement:

"Esteemed City Council members, I regret that a previous commitment prevents me from staying for the C-3 hearing on annexation of the peninsula, but please accept this memorandum as my statement of opposition to the proposed annexation. While I commend Mr. Lillie on the thoughtfulness of his proposals to protect this environmentally sensitive area through zoning, I believe it would be more beneficial to the area and its residents if Austin did not annex this acreage:

1. The residents want to be part of West Lake Hills.
2. Most Austin taxpayers would prefer that the City pull back on annexations and concentrate on better services for people now paying Austin taxes.
3. This type of annexation serves to further dilute the representation of minority citizens in Austin's existing boundaries.

As the State Representative for the area under consideration, I believe that my statement reflects the feelings of the citizens involved."

Several more people spoke in opposition to the annexation. They were: DICK STANFORD, DOROTHY DePEW; FRANK NEWSOM; EMMETT SHELTON, SR.

KEN MANNING appeared and spoke about annexation and said the Council should thoroughly study what they do.

Councilmember Cooke asked that the standards and ordinances as set out by the City Council of West Lake Hills be researched by Austin City staff members of the Planning Department in order to gain more information. Mr. Davidson, City Manager, thought that if Council researches this, they should also know about the City of West Lake Hills Capital Improvements Program, look at a copy of their Master Plan, and see what kind of dollars they have allocated for open space for the next 5 or 10 years.

After lengthy discussion, Councilmember Goodman stated: "... We do not have a request tonight from West Lake City Council to relinquish this territory to them, and we do not have adequate information for a limited purpose annexation action or full purpose annexation with limited services, and I think those are basically three options. So for the time being, I would simply move that we close this public hearing and consider action at a later time."

Motion

Councilmember Goodman moved that the Council close the public hearing on annexation proceedings and consider action at a later time, and direct the City Manager to direct staff to pursue the three options. The motion was seconded by Councilmember Trevino.

Considerable discussion ensued, then Councilmember Goodman said, "I would like to make one comment..one final comment, Mayor, and that is that I think their goals and ours are the same, that is to protect the entire peninsula with low-density development, and how we achieve that is what remains to be decided, but I don't think there is any question of our goals."

Roll Call on Motion

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmember Snell
Noes: None

PARADE PERMIT

Mayor Pro Tem Mullen moved that the Council approve the request of MR. FRANK NEWSOM for a Parade Permit for Austin Travis County Livestock Show, from 2:00 p.m. to 2:45 p.m., Saturday, March 15, 1980, beginning from parking lots at 10th and Trinity, west on 10th to Congress, south to Second Street, west on Guadalupe and over the South 1st Bridge to release area at the Chamber of Commerce. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Mayor Pro Tem Mullen, Councilmembers Snell, Trevino
Noes: None

EXTENSION OF PARMER LANE

Council had before it for consideration a Resolution to consider endorsing the extension of Parmer Lane West of F.M. 1325.

Mr. John German, Director of Public Works, stated, "Basically, the item is on here to consider approval of a resolution that the City and County go to the Highway Commission and request the extension of Parmer Lane as a farm to market road west of FM 1325, or Burnet Road, to FM 620." Councilmember Himmelblau asked, "This has been in the Master Plan for some time, has it not?" Mr. German said, "I believe it's in the current plan, which is 62, later amended in 1969." Councilmember Himmelblau said, "I know I saw it when I was in the Planning Commission on the Master Plan. I just wanted to bring that point out."

Commissioner Bob Honts addressed Council as follows: "Mayor, I think you all are familiar with this. Let the folks make statements. It's been a long evening, and I'll be glad to answer anything that comes from that."

JAMES YETTS appeared before Council. He said the people who are involved in this thing have not been notified. "in fact," he stated, "Mr. Bob Honts' office have notified everybody who has called his office that no one would be allowed to speak to this Council tonight. Therefore, I request this be delayed until proper notification has been sent out."

Councilmember Goodman stated, "This City Council is being asked to endorse this project for presentation to the State Highway Department. It does not involve the expenditure of any City funds either for construction or for maintenance and this City has very strict procedures for notification whenever we do have such an instance that impacts our citizens. This is outside of the City limits..there is a portion within the City limits, but all of this will be built by the County and maintained by the State." Mr. German commented that there is a section within the City limits this will pass through and part of it is Mr. Yetts' property.

Motion

Councilmember Goodman made a motion to adopt the resolution endorsing the extension of Parmer Lane west of F.M. 1325.

CRAIG PARDUE, who lives in the Austin City limits, addressed Council by saying if the resolution is adopted tonight the problem will be the recommendation will go to the Highway Department on January 23. If this happens, the FM road will be built and there will be no opportunity for flexibility. He said there are two things wrong with the plan. Duval Road runs parallel, south of the Little League Baseball Park. Children, at present, do not have to cross a four lane road to get to the ball park, if the road is built they will have to. It will make a four-lane road running parallel with Duval with a strip of land between. The strip of land was supposed to be developed as homes. He fears the developers will say they will not build homes between two roads and ask to have it zoned commercial. Then it will become another Ben White. He requested Council to let the road develop at its own speed, in its own way, and not pass a resolution to kick in one part of the Master Plan early.

Commissioner Honts stated: "I'm here, speaking for the Commissioner's Court of Travis County. Our request to you is to join with Travis County and Williamson County in a presentation to the Highway Commission, not to build a road but to ask them to initiate studies for a route location as an appropriate step toward making this an FM road. The part of Parmer Lane as presently exists from Lamar Boulevard to 1325 was designated by the Highway Department as an FM road on April 25, 1978. The extension west would follow in a line which has been proposed in the Austin Metropolitan Roadway Plan, of which it has been a part since 1963. On October 22, 1979, my office sponsored a meeting and notified every person who had right-of-way in the proposed route, including Mr. Yetts... notified all of the citizen associations who where there and which are effected. At that time a general consensus was achieved, with the exception of Mr. Yetts, of an appropriate routing. Of the 132 acres which would be required for right-of-way, we have at this time every entity's agreement to dedicate free that right-of-way to the City or County, or has agreed to the routing location. Of that total, only 4.89 acres would have to be bought. The rest would be dedicated, with the exception of Mr. Yetts' property, which is 1.78 acres. He has a right to appear at any hearings and to oppose or support any part of this project. ...If this is built as a City street, you are looking at millions of dollars of taxpayers' money in order to build a major thoroughfare in accordance with your own plan. ...This project does offer an opportunity, if the Highway Commission agrees to assist us, to move quickly in establishing some alternative transportation while the 183 corridor is improved. ...At least two of the three citizens' associations have indicated we will have letters from them in support at the time we go before the Highway Commission on the 23rd. ...I'm just here tonight representing the Commissioners' Court. We didn't notify people of this meeting. We just asked that you consider the recommendation to join us in going before the Highway Commission."

Councilmember Himmelblau asked, "If this goes through, like in the Master Plan, would we need to go back some day and think of an aerial bridge for the children to get to and from school?" Commissioner Honts said he did not know. This request is to ask for a detailed route study of the highway. They do have a bonus they do not ordinarily have and that's a commitment of 99% of the right-of-way in writing.

ROBERT McKESSKA, resident of Northwood, wondered why the Council should propose a definite route when no definite route is committed. He suggested Council look at a detailed map before they vote. Commission Honts told him the request is for the Highway Department to study the needs and feasibility of the road, it does not specify a specific route.

Motion Restated

Councilmember Goodman moved that the Council adopt a resolution approving the extension of Parmer Lane west of F.M. 1325. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen,
Councilmembers Snell, Trevino, Mayor McClellan
Noes: None

Commissioner Honts said it might be desirable if the Council would appoint one of their members to appear at the Highway Commission meeting with Williamson County and Travis County.

PUBLIC TRANSIT ADVANCEMENT

MS. NANCY P. GARRISON appeared before Council to present ideas on public transit advancement. She spoke about transit marketing and thought a good way to meet the need of the commuter is with Park and Ride express busses. She felt the major employers of the city should be responsive to their employees' transit needs, perhaps by subsidizing transit fares of their employees.

SOUND ORDINANCE AMENDMENT

MR. CHARLES H. HUFFMAN, Rector, St. Matthew's Episcopal Church, appeared before Council to request that Council modify the Sound Ordinance to exempt churches from needing a license. He said that as the ordinance now stands, it is discriminatory against churches. They need a permit to operate their carillon, as opposed to the fire tower and First Federal Savings who have carillons, and do not need a permit to operate.

Mayor McClellan said, "You've convinced me. What we need to do is exclude the churches." Councilmember Himmelblau said she is not in favor of any other amplified sound being excluded.

Motion

Councilmember Cooke moved that the Council approve the request of St. Matthew's Episcopal Church to modify the Sound Ordinance to exempt churches from needing a license. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers
Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

This item is to be brought back next week as an amendment to the ordinance.

ROLL BACK ZONING

MR. JOHN MOORE, Chairperson, East 1st Street Neighborhood Advisory Center, appeared before Council to request rollback zoning in East First Street Neighborhood. PETE MARTINEZ said the area around his home is zoned for Industrial use and therefore his home is not protected against same. He thought the area, as referred to Council in a letter from Mr. Moore, should be zoned to accommodate its present use.

Motion

Councilmember Trevino moved that the Council instruct the City Manager to instruct staff to initiate roll back zoning in the East First Street Neighborhood. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

SPECIAL CALLED MEETING ANNOUNCEMENT

Due to the lateness of the hour, Mayor McClellan announced that everything Council cannot finish this morning will be discussed during a Special Called Meeting to be held at 11:30 a.m., January 18, 1980 in the First Floor Conference Room in City Hall. She asked that proper postings be done by the City Attorney.

PUBLIC HEARING - RED RIVER STREET

Mayor McClellan opened the public hearing, scheduled for 8:30 p.m. on January 17, 1980, at 1:05 a.m., January 18, 1980, on vacating the following and passage of ordinance: RED RIVER STREET ALLEY, from East 32nd Street south to the proposed Red River Street, adjacent to St. David's Hospital. (Requested by Irwin R. Salmanson for St. David's Hospital) C10V-79-008.

Mr. John German stated, "This is in order, it relates back to a 1973 agreement between the City, University of Texas, and St. David's. It has been held up in coming to Council for final approval pending resolution of some right of way questions for the new Red River Street."

No one appeared to be heard.

Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE VACATION TO ADJACENT ST. DAVID'S COMMUNITY HOSPITAL OF RED RIVER ALLEY FROM EAST 32ND STREET SOUTH TO REALIGNED RED RIVER STREET EFFECTIVE AS OF JUNE 1, 1981; RETAINING EASEMENTS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Goodman moved that the Council close the public hearing, waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen
Noes: None

The Mayor announced that the ordinance had been finally passed.

ALL-WAY STOP CONTROLS

Councilmember Cooke moved that the Council adopt a resolution to adopt alternative warrants for the installation of all-way stop controls within the City of Austin. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino
Noes: None

LICENSE AGREEMENT

Councilmember Trevino moved that the Council adopt a resolution to authorize the issuance of a License Agreement with E.F.I. Corporation for the use of a portion of East Riverside Drive right of way for parking purposes as requested by MR. JIM MORITZ. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan
Noes: None

Before the vote, a woman in the audience asked a question. Her voice was not audible on the tape so it cannot be quoted.

TRENCH BURNERS

Councilmember Goodman moved that the Council set a public hearing for February 21, 1980 at 7:00 p.m. to consider an ordinance relating to the use of trench burners in the City of Austin. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor Pro Tem Mullen, Councilmember Cooke
Noes: None

BUDGET AMENDMENT

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1979-1980 BY APPROPRIATING \$10,000.00 FROM THE GENERAL FUND ENDING BALANCE TO FUND A CONTINUED WORK PROGRAM ON BARTON CREEK DEVELOPMENT STANDARDS BY ESPEY HUSTON AND ASSOCIATES; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Himmelblau, Mayor Pro Tem Mullen, Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Pro Tem Mullen expressed some concern over methodology at arriving at figures and wanted to make sure that on future contracts the way the figures are determined is shown in the report so they can utilize them when making modifications and not come back and spend additional money.

AGENDA ITEM POSTPONED

Consideration for setting a public hearing within the next four weeks on corridor annexation of land along Loop 360 which is within the City of Austin's extraterritorial jurisdiction (ETJ) in order to regulate and control peninsula development, will be on next week's agenda.

PARADE PERMIT

Mayor Pro Tem Mullen moved that the Council approve the request for the following parade permit:

Parade Permit for Committee for God and Country, from 3:00 p.m. to 5:00 p.m., Saturday, January 19, 1980, beginning from Wooldridge Park south on Guadalupe to 7th Street, east to Congress Avenue, north to Capitol Building, west on 11th to Guadalupe and south back to Wooldridge Park.

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Mayor Pro Tem Mullen
Noes: None

January 17, 1980

SUBDIVISION PROCESSING CENTER

The City Manager Report on Subdivision Processing Center in the Planning Department will be presented at the next Council Meeting, January 24.

CITIZEN DID NOT APPEAR

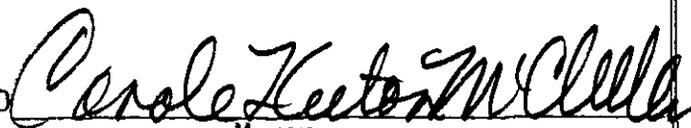
Ms. Suzanne Kelly, who had requested to discuss bicycle transportation, did not appear.

ADJOURNMENT

Due to the lateness of the hour, Council adjourned at 1:15 a.m., January 18, 1980, and will meet in a Special Called Meeting to consider the following items, at 11:30 a.m., January 18, 1980:

1. Mr. J. H. McCullick, requesting approval of a Resolution consenting to the creation of Northwest Travis County Municipal Utility District No. 2 to serve 251.57 acres of undeveloped land in the Spicewood at Balcones Subdivision.
2. Consider adoption of the following items relating to the Electric Rate Structure:
 - a. Methodology used to allocate plant costs and operating expenses;
 - b. Customer classifications;
 - c. System revenue requirements by customer classification; and
 - d. Rate design policies.

APPROVED


Mayor

ATTEST:



City Clerk